

1 MAYER BROWN LLP  
2 JOHN NADOLENCO (SBN 181128)  
3 *jnadolenco@mayerbrown.com*  
4 DANIEL QUEEN (SBN 292275)  
5 *dqueen@mayerbrown.com*  
6 333 South Grand Avenue, 47th Floor  
7 Los Angeles, California 90071-1504  
8 Telephone: (213) 229-9500

9 Attorneys for Defendant 3M Company  
10 [Additional Attorneys Listed In Signature Block]

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

THE PEOPLE OF THE STATE OF CALIFORNIA, EX  
REL. ROB BONTA, ATTORNEY GENERAL OF  
CALIFORNIA,

Plaintiff,

vs.

3M COMPANY; AGC CHEMICALS AMERICAS,  
INC.; ARCHROMA, U.S., INC.; ARKEMA, INC.;  
BUCKEYE FIRE EQUIPMENT COMPANY;  
CARRIER GLOBAL CORPORATION; CHEMGUARD,  
INC.; THE CHEMOURS COMPANY; THE  
CHEMOURS COMPANY FC, LLC; CLARIANT  
CORPORATION; CORTEVA, INC.; DUPONT DE  
NEMOURS, INC.; DYNAX CORPORATION; E.I. DU  
PONT DE NEMOURS AND COMPANY; KIDDE-  
FENWAL, INC.; NATIONAL FOAM, INC.; TYCO  
FIRE PRODUCTS, L.P.; UTC FIRE & SECURITY  
AMERICAS CORPORATION, INC.; and DOES 1  
through 100, INCLUSIVE,

Defendants.

Case No. 4:22-cv-09001-HSG

**JOINT STIPULATION AND  
ORDER FOR  
ENLARGEMENT OF TIME  
REGARDING PLAINTIFF'S  
MOTION FOR REMAND**

Hon. Haywood S. Gilliam, Jr.

Action Filed: November 10, 2022

Trial Date: None Set

1 Pursuant to Civil Local Rule 6-2, Plaintiff People of the State of California (“Plaintiff”) and  
 2 Defendants 3M Company (“3M”), Chemguard, Inc. (“Chemguard”), and Tyco Fire Products, L.P.  
 3 (“Tyco”) (together with Plaintiff, the “Parties”) file this Joint Stipulation and [Proposed] Order for  
 4 Enlargement of Time Regarding Plaintiff’s Motion For Remand (the “Motion for Remand,” Dkt.  
 5 22):

6 WHEREAS, Plaintiff filed the Complaint on November 10, 2022, in Alameda County  
 7 Superior Court (Case No. 22CV021745), and has served a number of Defendants in the case with  
 8 the Summons and Complaint;

9 WHEREAS, Defendants 3M, Chemguard, and Tyco (the “Removing Defendants”)  
 10 removed this case from Alameda County Superior Court to this Court on December 20, 2022 (Dkt.  
 11 1);

12 WHEREAS, Plaintiff filed the Motion for Remand on December 30, 2022 (Dkt. 22);

13 WHEREAS, presently, Defendants’ opposition brief is due by January 13, 2023, Plaintiff’s  
 14 reply brief is due by January 20, 2023, and Plaintiff’s Motion for Remand has been noticed for  
 15 hearing on May 4, 2023;

16 WHEREAS, the Parties have conferred and have agreed that Removing Defendants’  
 17 opposition to the Motion to Remand will be due by February 3, 2023 and Plaintiff’s reply will be  
 18 due by February 24, 2023;

19 WHEREAS, attached to this Stipulation is the Declaration of Daniel D. Queen setting forth  
 20 the reasons for the requested enlargement of time, disclosing all previous time modifications, and  
 21 describing the effect the requested time modification would have on the rest of the schedule in this  
 22 case pursuant to N.D. Civil Local Rule 6-2;

23 WHEREAS, the Parties assert that good cause exists for these extensions. *See* Fed. R. Civ.  
 24 P. 6(b)(1). The parties have agreed to the enlargement of time as set forth in this stipulation; the  
 25 stipulated enlargement of time will only extend the briefing schedule for the Motion for Remand  
 26 and will not postpone the previously set May 4, 2023 hearing date; and, no party will suffer any  
 27 prejudice by continuing the opposition and reply deadlines;

28

1           WHEREAS, there has only been one previous time modification in this case, as the Parties  
 2 previously stipulated that the deadlines for all Defendants to answer, move, or otherwise respond  
 3 to the Complaint and the deadlines for the Parties to provide Rule 26 initial disclosures are stayed  
 4 pending the Judicial Panel on Multidistrict Litigation's final decision on whether this matter should  
 5 be transferred to the multidistrict litigation captioned *In re: Aqueous Film-Forming Foam Products*  
 6 *Liability Litig.*, MDL No. 2873 (D.S.C.);

7           NOW THEREFORE, the Parties, through their undersigned counsel, hereby stipulate,  
 8 agree and respectfully request that the Court enter an Order establishing the following:

9           1. Removing Defendants may submit their response to Plaintiff's Motion for Remand  
 10           by February 3, 2023; and  
 11           2. Plaintiff may submit its reply in support of its Motion for Remand by February 24,  
 12           2023.

13           **IT IS SO STIPULATED.**

15           Dated: January 9, 2023

16           By: /s/ Daniel D. Queen  
 Daniel D. Queen

17           MAYER BROWN LLP  
 18           JOHN NADOLENCO (SBN 181128)  
 19           *jnadolenco@mayerbrown.com*  
 20           DANIEL QUEEN (SBN 292275)  
 21           *dqueen@mayerbrown.com*  
 22           333 South Grand Avenue, 47th Floor  
 23           Los Angeles, California 90071-1504  
 24           Telephone: (213) 229-9500

25           HOGAN LOVELLS US LLP  
 26           TOM BOER (SBN 199563)  
 27           *tom.boer@hoganlovells.com*  
 28           4 Embarcadero Center, Suite 3500  
 San Francisco, CA 94111  
 Telephone: (415) 374-2300

25           GIBSON, DUNN & CRUTCHER LLP  
 26           DEBRA WONG YANG (SBN 123289)  
 27           *dwongyang@gibsondunn.com*  
 28           MARK TOMAIER (SBN 320347)  
 333 South Grand Avenue  
 Los Angeles, CA 90071-3197  
 Telephone: 213.229.7000

1 STACIE B. FLETCHER\* (SBN 975471)  
2 *sfletcher@gibsondunn.com*  
3 RACHEL LEVICK\* (SBN 1024969)  
4 *rlevick@gibsondunn.com*  
5 1050 Connecticut Avenue, NW  
6 Washington, DC 20036  
7 Telephone: (202) 955-8500  
8 \**Pro Hac Vice*

9  
10 Attorneys for Defendant 3M Company

11 Dated: January 9, 2023

12 By: /s/ Ryan E. Cosgrove  
13 Ryan E. Cosgrove

14 NELSON MULLINS RILEY &  
15 SCARBOROUGH LLP  
16 RYAN E. COSGROVE (SBN 277907)  
17 *ryan.cosgrove@nelsonmullins.com*  
18 19191 South Vermont Avenue, Suite 900  
19 Torrance, California 90502  
20 Telephone: (424) 221-7400

21 Attorney for Defendants  
22 Tyco Fire Products LP and Chemguard, Inc.

23 Dated: January 9, 2023

24 THE PEOPLE OF THE STATE OF CALIFORNIA

25 By: /s/ Nicholas G. Campins  
26 Nicholas G. Campins

27 Attorneys for Plaintiff The People of the State of  
28 California, ex rel. Rob Bonta, Attorney General of  
California

29 PURSUANT TO STIPULATION, IT IS SO ORDERED:

30 DATED: 1/10/2023

31 BY: *Haywood S. Gill Jr.*  
32 HON. HAYWOOD S. GILLIAM, JR.